

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

LUCILLE HALL,)	
)	
Plaintiff,)	
)	
v.)	CIVIL ACTION NO. 2:06cv946-MHT
)	
GENPAK OF MONTGOMERY,)	
)	
Defendant.)	

ORDER

There being no objections filed to the Recommendation of the Magistrate Judge filed herein on July 9, 2007 (doc. no. 27) , said Recommendation is hereby adopted, and it is the

ORDER, JUDGMENT and DECREE of the court:

1. That defendant's motion to dismiss (doc. no. 23) is DENIED without prejudice;
2. That the scheduling order entered by the District Judge on January 24, 2007 (doc. no. 17), is VACATED; and
3. That this matter is REFERRED BACK to the Magistrate Judge for further proceedings, including a status conference to address defendant's contention that it has been unable to secure plaintiff's cooperation in discovery, and the entry of a new scheduling order.

DONE, this the 31st day of July, 2007.

/s/ Myron H. Thompson
UNITED STATES DISTRICT JUDGE